

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**DIANA SANTANA,
Plaintiff,**

v.

**EKKO'S AUTOMOTIVE LLC and
YANNIS/DIMITRI ENTERPRISES,
LLC,
Defendants.**

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CIVIL ACTION NO. 4:21-cv-0574

A Jury Is Demanded

STIPULATION OF DISMISSAL WITH PREJUDICE

COMES NOW, Plaintiff, Diana Santana ("Santana") and Defendant, Ekko's Automotive, LLC ("Ekkos"), and hereby stipulate under Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure that Santana's claims and causes of action pending against Ekko's be dismissed with prejudice with each party bearing that party's own attorney's fees and costs. Under Federal Rule of Civil Procedure 41(a)(1)(A), the notice or stipulation is effective immediately upon filing and without further order from the Court. *See*, Fed. R. Civ. P. 41(a)(1)(A)(ii); *see also*, *Texas v. United States*, 328 F. Supp. 3d 662, 672 (S.D. Tex. 2018) (allowing plaintiffs to dismiss an action, without court order, by filing a stipulation of dismissal by all parties who have appeared).

Respectfully Submitted,

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